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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

BOURNE VALLEY COURT TRUST,

Plaintiff,

vs.

WELLS FARGO BANK, N.A.; MTC  
FINANCIAL, INC., dba TRUSTEE  
CORPS; RENEE JOHNSON; and  
NEVADA LEGAL NEWS, LLC

Defendant.

CASE NO.: 2:13-CV-00649-JCM-GWF

**STIPULATION AND ORDER TO  
EXTEND DEADLINE TO FILE  
DISPOSITIVE MOTIONS**

**(First Request)**

Wells Fargo Bank, N.A. (“Wells Fargo”) and Bourne Valley Court Trust (“Bourne Valley”, and with Wells Fargo, the “Parties”) through their counsel of record hereby respectfully request the Court enter an order, pursuant to Local Rules IA 6-1 and 26-4, extending the dispositive motion deadlines set forth in the Order entered on October 25, 2017 (ECF No. 110). The dispositive motion deadline in the Order has not expired and is currently scheduled for February 28, 2018.

On December 22, 2017, non-party Federal Home Loan Mortgage Corporation (“Freddie Mac”) filed a Motion for Protective Order (ECF No. 115) seeking to avoid a deposition pursuant

1 to a subpoena served by Bourne Valley. In scheduling a hearing on that motion, the Magistrate  
2 concluded that if the “Motion for Protective Order is denied, the Court will grant additional  
3 discovery time to complete the deposition that is underlying the motion.” Minute Order dated  
4 Dec. 26, 2017(ECF No. 116). On February 15, 2018, the Court denied Freddie Mac’s Motion for  
5 Protective Order and further ordered counsel for Freddie Mac and Bourne Valley to continue  
6 meet and confer efforts. Order at 3:6-7 (ECF No. 118). If Freddie Mac and Bourne Valley are  
7 unable to agree on the deposition topics, the Magistrate has contemplated that Freddie Mac may  
8 file an additional motion to determine the scope of the deposition. *Id.* at 3-8. Given the nature of  
9 this process, the Parties request a 90-day extension in which to file their dispositive motions to  
10 allow for the deposition of Freddie Mac. The Parties further agree that if additional motion  
11 practice is necessary concerning the scope of the deposition of Freddie Mac or if the deposition  
12 does not take place before the dispositive motion deadline, the Parties may request an additional  
13 extension in good faith.

#### 14 **I. Good Cause for Extending Deadline for Filing Dispositive Motions**

15 This requested extension is the result of non-party Freddie Mac’s Motion for Protective  
16 Order relating to its deposition.

17 Additionally, although the dispositive motion deadline has been moved once before, that  
18 was due to a motion filed by The Parks Homeowners Association, a party now dismissed. *See*  
19 Order dated Oct. 25, 2017 (ECF No. 110). Wells Fargo’s Motion to Stay Discovery and Extend  
20 Dispositive Motion Deadlines was simultaneously denied. *Id.* This is the Parties’ first stipulated  
21 request to extend the deadlines. This request is not made for any deleterious purpose or to cause  
22 delay, but is made in good faith by the Parties as the result of the non-party discovery motion  
23 practice in this litigation.

#### 24 **II. Proposed Schedule**

25 The Parties respectfully request that the Court extend the dispositive motion deadline by  
26 90 days until May 29, 2018.

27 ///

28 ///

1 The Parties respectfully request that the Court grant this Stipulation and extend the  
2 dispositive motion deadline as set forth herein.

3 DATED this 20th day of February, 2018.

DATED this 20th day of February, 2018.

4 KIM GILBERT EBRON

SNELL & WILMER L.L.P.

5 By: /s/ Diana S. Ebron

By: /s/ Wayne Klomp

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15  
16 **IT IS SO ORDERED.**

17   
18 UNITED STATES MAGISTRATE JUDGE

19 DATED: 2/21/2018